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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

GREGORY BOLIN,

Case No.: 3:23-cv-00168-MMD-CLB

Plaintiff.

V.

DR. KOHN, *et al.*,

Defendants.

**ORDER GRANTING STIPULATION
TO CONTINUE DEADLINE TO FILE
MOTION TO SUBSTITUTE**

Plaintiff GREGORY BOLIN, and Defendants JAMES DZURENDA and MICHAEL MINEV, by and through their respective counsel (the “Parties”), hereby stipulate and respectfully request that this Court continue the deadline to file a Motion to Substitute for the deceased defendant, Defendant Gregory M. Martin, by 90 days from July 16, 2024 to **October 14, 2024**. The Parties are aligned in their interest to identify an individual who can stand in the

1 shoes of Mr. Martin, and an estate has now been identified. The Parties are engaging in meet-
2 and-confer discussions to determine if this Court can appoint an executor or special
3 administrator for the estate of Mr. Martin or if the Parties need to move the Clark County
4 Probate Court to do so. The Parties note that other cases in this federal district are also seeking
5 the proper party for the substitution of this deceased defendant under FRCP 25. *See, e.g.*,
6 *Macias v. Nevada*, No. 3:19-cv-00310-ART-CSD, 2023 WL 4530483, at *7-8 (D. Nev. July
7 12, 2023). It may be useful to coordinate these efforts, and the Parties are open to guidance
8 from the Honorable Court on this issue in order to conserve judicial resources.

9 The Court has inherent power to enlarge this deadline. *See Zanowick v. Baxter*
10 *Healthcare Corp.*, 850 F.3d 1090, 1094 (“In 1963, both Rule 6(b) and Rule 25(a)(1) [of the
11 Federal Rules of Civil Procedure] were amended to give district courts discretion to enlarge the
12 period of time to substitute a deceased party.”).

13 This request is made in good faith and not for the purposes of delay.
14

15 DATED this 26th day of June 2024:
16

17 CLARK HILL, PLC

18 /s/ Paola M. Armeni

19 PAOLA M. ARMENI, ESQ.
J. CANTOR LAW

20 /s/ Julie D. Cantor

21 JULIE D. CANTOR MD | JD
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OFFICE OF THE ATTORNEY GENERAL
AARON FORD, Attorney General

/s/ Douglas R. Rands

DOUGLAS R. RANDS (Bar No. 9674)
Senior Deputy Attorney General
Attorneys for Defendant

22 **ORDER**

23 IT IS SO ORDERED.
24

25 DATED: June 27, 2024.

26 
UNITED STATES MAGISTRATE JUDGE